

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA**

Newport News Division

In re:
SYNTHIA GIBSON-LEE,

Case No. 14-51067-SCS
Chapter 13

Debtor.

ORDER DENYING MOTION TO ALLOW LATE FILING OF CLAIM

THIS MATTER CAME to be heard upon the Motion (docket entry, #51, the “**Motion**”) to Allow Late Filing of Claim filed on behalf of Federal National Mortgage Association (“**FNMA**”) on December 13, 2017; upon the response filed by the R. Clinton Stackhouse, Jr., (the “**Trustee**”) and upon the hearing convened before this Court on February 16, 2018.

On August 6, 2014, the Debtor filed her original plan (the “**Plan**”), which was confirmed by the Court on November 10, 2014.

On July 6, 2017, the Debtor filed an amended plan (the “**Amended Plan**”), which was not confirmed by the Court due to an objection filed by the Trustee.

On August 10, 2017, the Debtor filed a second amended plan (the “**Second Amended Plan**”), which was not confirmed by the Court.

R. Clinton Stackhouse, Jr., VSB# 19358
Chapter 13 Trustee
7021 Harbour View Blvd., Suite 101
Suffolk, VA 23435
(757) 333-4000 Telephone
(757) 333-3434 Facsimile

On August 11, 2017, the Debtor filed a third amended plan (the “**Third Amended Plan**”), which was not confirmed by the Court due to an objection filed by the Trustee.

On September 21, 2017, the Debtor filed a fourth amended plan (the “**Fourth Amended Plan**”), which was confirmed by the Court on November 16, 2017.

On December 13, 2017, FNMA filed the Motion seeking approval to file a late proof of claim in the amount of \$0.00. The Fourth Amended Plan provides for the payment of the debt owed to FNMA in the amount of \$0.00 for pre-petition mortgage arrearages secured by the Debtor’s real property located at 106 Spinnaker Way, Williamsburg, VA 23185; however, no proof of claim was ever filed.

The Trustee filed a response to the Motion stating that upon information and belief, FNMA is requesting the allowance of the late claim in the amount of \$0.00 as a placeholder rather than identifying any actual claim amount owed by the Debtor.

At the hearing held on February 16, 2018, the Court denied FNMA’s Motion.

Based upon the above; it is hereby

ORDERED that the Motion to Allow Late filing of Claim is **DENIED**.

It is **FURTHER ORDERED** that upon entry of this Order, the Clerk shall forward copies to those parties named on the attached copy list.

Entered at Newport News this Mar 2 2018 day of

, 2018.

/s/ Stephen C. St.John

JUDGE

Notice of entry of Order or Judgment Mar 2 2018

I ASK FOR THIS:

/s/ R. Clinton Stackhouse, Jr.

R. Clinton Stackhouse, Jr.
Chapter 13 Trustee

LOCAL RULE 9022-1 CERTIFICATE

I hereby certify that in accordance with Local Rule 9022-1, this Order has been endorsed by all required parties.

/s/ R. Clinton Stackhouse, Jr.

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Copy List:

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